

## ARTICLE 1. ADMINISTRATION

### R4-23-110. Definitions

In addition to definitions in A.R.S. § 32-1901, the following definitions apply to A.A.C. Title 4 Chapter 23:

"Precursor chemical" means any substance listed in A.R.S. § 13-3401(26) and (27).

"Regulated chemical" means any substance listed in A.R.S. § 13-3401(30).

## ARTICLE 6. PERMITS AND DISTRIBUTION OF DRUGS

### R4-23-605. Resident Drug Wholesaler Permit

A. Permit. A person shall not operate a business or firm for the wholesale distribution of any drug, device, precursor chemical, or regulated chemical without a current Board-issued full-service or nonprescription drug wholesale permit.

B. Application.

1. To obtain a permit to operate a full-service or nonprescription drug wholesale firm in Arizona, a person shall submit a completed application on a form furnished by the Board that includes:

- a. The type of drug wholesale permit;
- b. Business name, address, mailing address, if different, telephone number, and facsimile number;
- c. Owner's name, if corporation or partnership, officers or partners, including address and title, and any other trade or business names used;
- d. Whether the owner, corporation, or partnership has conducted a similar business in any other jurisdiction and if so, indicate under what name and location;
- e. Whether the owner, any officer or active partner has ever been convicted of an offense involving moral turpitude, a felony offense, or any drug-related offense or has any currently pending felony or drug-related charges, and if so, indicate charge, conviction date, jurisdiction, and location;
- f. Whether the owner, any officer or active partner has ever been denied a drug wholesale permit in this state or any other jurisdiction, and if so, indicate where and when;

g. For a full-service drug wholesale firm:

- i. The designated representative's name, address, and emergency telephone number;
- ii. Documentation that the designated representative meets the requirements of A.R.S. § 32-1982(B) and the following as specified in A.R.S. § 32-1982(C):
  - (1). A full set of fingerprints from the designated representative; and
  - (2). The criminal records check fee specified by and made payable to the Arizona State Department of Public Safety by money order, certified check, or bank draft; and
- iii. A bond as specified in A.R.S. § 32-1982(D) submitted on a form supplied by the Board;

~~g-h.~~ The type of drugs, nonprescription, prescription-only, controlled substances, human, or veterinary, the applicant will distribute;

- ~~h.i.~~ Plans or construction drawings showing facility size and security adequate for the proposed business;
  - ~~i.j.~~ Documentation of compliance with local zoning laws;
  - ~~j.k.~~ ~~Manager's or responsible person's~~ For a nonprescription drug wholesale firm, the manager's or designated representative's name, address, emergency telephone number, and resume indicating educational or experiential qualifications related to drug wholesale operation;
  - ~~k.l.~~ For an application submitted because of ownership change, the former owner's name and business name, if different;
  - ~~l.m.~~ Date signed, applicant's, corporate officer's, partner's, manager's, or ~~responsible person's~~ designated representative's verified signature and title; and
  - ~~m.n.~~ Fee specified in R4-23-205.
2. Before issuing a full-service or nonprescription drug wholesale permit, the Board shall:
- a. Receive and approve a completed permit application;
  - b. Interview the applicant and the ~~responsible person~~ designated representative, if different from the applicant, at a Board meeting; ~~and~~
  - c. Receive a satisfactory compliance inspection report on the facility from a Board compliance officer; ~~and~~
  - ~~d.~~ For a full-service drug wholesale permit, receive a satisfactory criminal records check report on the designated representative from the Arizona Department of Public Safety. If a full-service drug wholesale permit applicant's designated representative fails to pass the criminal records check, the full-service drug wholesale permit applicant shall appointment another designated representative and submit the documentation, fingerprints, and fee required in subsection (B)(1)(g)(ii).
- C. Notification. A resident full-service or nonprescription drug wholesale permittee shall notify the Board of changes involving the type of drugs sold or distributed, ownership, address, telephone number, name of business, manager, or ~~responsible person~~ designated representative, including manager's or ~~responsible person's~~ designated representative's telephone number. The resident full-service or nonprescription drug wholesale permittee shall submit a written notice via mail, fax, or e-mail to the Executive Director within 24 hours of the change, except any change of ownership requires that the resident full-service or nonprescription drug wholesale permittee comply with subsection (D). For a change of designated representative, a resident full-service drug wholesale permittee shall submit the documentation, fingerprints, and fee required in subsection (B)(1)(g)(ii). If a full-service drug wholesale permittee's designated representative fails to pass the criminal records check, the full-service drug wholesale permittee shall appointment another designated representative and submit the documentation, fingerprints, and fee required in subsection (B)(1)(g)(ii).
- D. Change of ownership. Before a change of ownership occurs that involves changes of stock ownership of more than 30% of the voting stock of a corporation or an existing and continuing corporation that is not actively traded on any securities market or over-the-counter market, the prospective owner shall submit the application packet described under subsection R4-23-605(B).

- E. Before an existing resident full-service or nonprescription drug wholesaler permittee relocates, the resident full-service or nonprescription drug wholesale permittee shall submit the application packet described under subsection R4-23-605(B), excluding the fee. The facility at the new location shall pass a final inspection by a Board compliance officer before operations begin.
- F. A resident full-service or nonprescription drug wholesale permittee shall submit the application packet described under subsection R4-23-605(B) for any change of officers in a corporation, excluding the fee and final inspection.
- G. Distribution restrictions. In addition to this subsection, a resident full-service wholesale permittee shall comply with the distribution restrictions specified in A.R.S. § 32-1983.
  - 1. Records.
    - a. A full-service drug wholesale permittee shall:
      - i. Maintain records to ensure full accountability of any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical including dates of receipt and sales, names, addresses, and DEA registration numbers, if required, of suppliers or sources of merchandise, and customer names, addresses, and DEA registration numbers, if required;
      - ii. File the records required in subsection (D)(1)(a)(i) in a readily retrievable manner for a minimum of ~~two~~ three years; ~~and~~
      - iii. Make the records required in subsection (D)(1)(a)(i) available upon request during regular business hours for inspection by a Board compliance officer or other authorized officer of the law as defined in A.R.S. § 32-1901(4). Records kept at a central location apart from the business location and not electronically retrievable shall be made available within two business days; ~~and~~
      - iv. In addition to the records requirements of subsection (G)(1)(a)(i), provide a pedigree as specified in A.R.S. § 32-1984(E) for all prescription-only drugs that leave the normal distribution channel as defined in A.R.S. § 32-1981.
    - b. A nonprescription drug wholesale permittee shall:
      - i. Maintain records to ensure full accountability of any, nonprescription drug, precursor chemical, or regulated chemical including dates of receipt and sales, names, addresses, and DEA registration numbers, if required, of suppliers or sources of merchandise, and customer names, addresses, and DEA registration numbers, if required;
      - ii. File the records required in subsection (D)(1)(b)(i) in a readily retrievable manner for a minimum of ~~two~~ three years; and
      - iii. Make the records required in subsection (D)(1)(b)(i) available upon request during regular business hours for inspection by a Board compliance officer or other authorized officer of the law as defined in A.R.S. § 32-1901(4). Records kept at a central location apart from the business location and not electronically retrievable shall be made available within two business days.
  - 2. Drug sales.
    - a. A full-service drug wholesale permittee shall:

- i. Not sell, distribute, give away, or dispose of, any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical, except in the original container packaged and labeled by the manufacturer or repackager;
  - ii. Not package, repack, label, or relabel any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical;
  - iii. Not sell, distribute, give away, or dispose of, any narcotic or other controlled substance, or prescription-only drug or device, to anyone except a pharmacy, drug manufacturer, or full-service drug wholesaler currently permitted by the Board or a medical practitioner currently licensed under A.R.S. Title 32;
  - iv. Not sell, distribute, give away, or dispose of, any nonprescription drug, precursor chemical, or regulated chemical, to anyone except a pharmacy, drug manufacturer, full-service or nonprescription drug wholesaler, or nonprescription drug retailer currently permitted by the Board or a medical practitioner currently licensed under A.R.S. Title 32;
  - v. Maintain a copy of each pedigree required by A.R.S. § 32-1984;
  - vi. Provide pedigree records upon request of a Board compliance officer or other authorized officer of the law as defined in A.R.S. § 32-1901(4) or in no less than two business days from the date of the request;
  - ~~vii.~~ Maintain a copy of the current permit or license of each person or firm who buys, receives, or disposes of any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical; and
  - ~~vi.~~ viii. Provide permit and license records upon request of a Board compliance officer or other authorized officer of the law as defined in A.R.S. § 32-1901(4) or in no less than two business days from the date of the request.
- b. A nonprescription drug wholesale permittee shall:
- i. Not sell, distribute, give away, or dispose of, any nonprescription drug, precursor chemical, or regulated chemical, except in the original container packaged and labeled by the manufacturer or repackager;
  - ii. Not package, repack, label, or relabel any nonprescription drug, precursor chemical, or regulated chemical;
  - iii. Not sell or distribute, any nonprescription drug, precursor chemical, or regulated chemical, to anyone except a pharmacy, drug manufacturer, full-service or nonprescription drug wholesaler, or nonprescription drug retailer currently permitted by the Board or a medical practitioner currently licensed under A.R.S. Title 32;
  - iv. Maintain a record of the current permit or license of each person or firm who buys, receives, or disposes of any nonprescription drug, precursor chemical, or regulated chemical; and
  - v. Provide permit and license records upon request of a Board compliance officer or other authorized officer of the law as defined in A.R.S. § 32-1901(4) or in no less than two business days from the date of the request.

- c. Nothing in this subsection shall be construed to prevent the return of a narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical to the original source of supply.
3. Out-of-state drug sales.
- a. A full-service drug wholesale permittee shall:
    - i. Not sell, distribute, give away, or dispose of, any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical, except in the original container packaged and labeled by the manufacturer or repackager;
    - ii. Not package, repack, label, or relabel any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical;
    - iii. Not sell, distribute, give away, or dispose of, any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical, to anyone except a properly permitted, registered, licensed, or certified person or firm of other jurisdictions;
    - iv. Maintain a copy of each pedigree required by A.R.S. § 32-1984;
    - v. Provide pedigree records upon request of a Board compliance officer or other authorized officer of the law as defined in A.R.S. § 32-1901(4) or in no less than two business days from the date of the request;
    - ~~iv-vi.~~ Maintain a copy of the current permit, registration, license, or certificate of each person or firm who buys, receives, or disposes of any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical; and
    - ~~v-vii.~~ Provide permit, registration, license, and certificate records upon request of a Board compliance officer or other authorized officer of the law as defined in A.R.S. § 32-1901(4) or in no less than two business days from the date of the request; and
  - b. A nonprescription drug wholesale permittee shall:
    - i. Not sell, distribute, give away, or dispose of, any nonprescription drug, precursor chemical, or regulated chemical, except in the original container packaged and labeled by the manufacturer or repackager;
    - ii. Not package, repack, label, or relabel any nonprescription drug, precursor chemical, or regulated chemical;
    - iii. Not sell or distribute, any nonprescription drug, precursor chemical, or regulated chemical, to anyone except a properly permitted, registered, licensed, or certified person or firm of another jurisdiction;
    - iv. Maintain a record of the current permit, registration, license, or certificate of each person or firm who buys, receives, or disposes of any nonprescription drug, precursor chemical, or regulated chemical; and
    - v. Provide permit, registration, license, or certificate records upon request of a Board compliance officer or other authorized officer of the law as defined in A.R.S. § 32-1901(4) or in no less than two business days from the date of the request.
4. Cash-and-carry sales.

- a. A full-service drug wholesale permittee shall complete a cash-and-carry sale or distribution of, any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical, only after:
    - i. Verifying the validity of the order; ~~and~~
    - ii. Verifying the identity of the pick-up person, for each transaction by confirming that the person or firm represented placed the cash-and-carry order; and
    - iii. For a prescription-only drug order, verifying that the cash-and-carry sale or distribution is used only to meet the immediate needs of a particular patient of the person or firm who placed the cash-and-carry order; and
  - b. A nonprescription drug wholesale permittee shall complete a cash-and-carry sale or distribution of, any nonprescription drug, precursor chemical, or regulated chemical, only after:
    - i. Verifying the validity of the order; and
    - ii. Verifying the identity of the pick-up person, for each transaction by confirming that the person or firm represented placed the cash-and-carry order.
- H. Facility. A full-service or nonprescription drug wholesale permittee shall:
  - 1. Ensure that the facility occupied by a full-service or nonprescription drug wholesale permittee is of adequate size and construction, well-lighted inside and outside, adequately ventilated, and kept clean, uncluttered, and sanitary;
  - 2. Ensure that the warehouse facility:
    - a. Is secure from unauthorized entry and
    - b. Has an operational security system designed to provide protection against theft and diversion;
  - 3. In a full-service drug wholesale facility, ensure that only authorized personnel may enter areas where any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical is kept;
  - 4. In a nonprescription drug wholesale facility, ensure that only authorized personnel may enter areas where any nonprescription drug, precursor chemical, or regulated chemical is kept;
  - 5. In a full-service drug wholesale facility, ensure that any thermolabile narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical is stored in an area where room temperature is maintained in compliance with storage conditions prescribed on the product label;
  - 6. In a nonprescription drug wholesale facility, ensure that any thermolabile nonprescription drug, precursor chemical, or regulated chemical is stored in an area where room temperature is maintained in compliance with storage conditions prescribed on the product label;
  - 7. Make the facility available for inspection by a Board compliance officer or other authorized officer of the law as defined in A.R.S. § 32-1901(4) during regular business hours;
  - 8. In a full-service drug wholesale facility, provide a quarantine area for storage of any narcotic or other controlled substance, prescription-only drug or device,

- nonprescription drug, precursor chemical, or regulated chemical that is outdated, damaged, deteriorated, misbranded, adulterated, or that is in an open container; and
9. In a nonprescription drug wholesale facility, provide a quarantine area for storage of any nonprescription drug, precursor chemical, or regulated chemical that is outdated, damaged, deteriorated, misbranded, adulterated, or that is in an open container.

**I. Quality controls.**

1. A full-service drug wholesale permittee shall:
- a. Ensure that any fire, flood, or otherwise damaged or deteriorated narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical is not sold, distributed, or delivered to any person for human or animal consumption;
  - b. Ensure that a narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical is not manufactured, packaged, repackaged, labeled, or relabeled by any of its employees;
  - c. Ensure that any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical stocked, sold, offered for sale, or delivered is:
    - i. Kept clean;
    - ii. Protected from contamination and other deteriorating environmental factors; and
    - iii. In compliance with applicable federal and state law and official compendium storage requirements;
  - d. Maintain manual or automatic temperature and humidity recording devices or logs to document conditions in areas where any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical is stored; and
  - e. Develop and implement a program to ensure that:
    - i. Any expiration-dated narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical is reviewed regularly;
    - ii. Any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical, that has less than 120 days remaining on the expiration date, is deteriorated, damaged, or does not comply with federal law, is moved to a quarantine area and not sold or distributed; and
    - iii. Any quarantined narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical is destroyed or returned to its source of supply.
2. A nonprescription drug wholesale permittee shall:
- a. Ensure that any fire, flood, or otherwise damaged or deteriorated nonprescription drug, precursor chemical, or regulated chemical is not sold, distributed, or delivered to any person for human or animal consumption;
  - b. Ensure that a nonprescription drug, precursor chemical, or regulated chemical is not manufactured, packaged, repackaged, labeled, or relabeled by any of its employees;

- c. Ensure that any nonprescription drug, precursor chemical, or regulated chemical stocked, sold, offered for sale, or delivered is:
  - i. Kept clean;
  - ii. Protected from contamination and other deteriorating environmental factors; and
  - iii. In compliance with applicable federal and state law and official compendium storage requirements;
- d. Maintain manual or automatic temperature and humidity recording devices or logs to document conditions in areas where any nonprescription drug, precursor chemical, or regulated chemical is stored; and
- e. Develop and implement a program to ensure that:
  - i. Any expiration-dated nonprescription drug, precursor chemical, or regulated chemical is reviewed regularly;
  - ii. Any nonprescription drug, precursor chemical, or regulated chemical, that has less than 120 days remaining on the expiration date, is deteriorated, damaged, or does not comply with federal law, is moved to a quarantine area and not sold or distributed; and
  - iii. Any quarantined nonprescription drug, precursor chemical, or regulated chemical is destroyed or returned to its source of supply.

**R4-23-607. Nonresident Permits**

- A. Permit. A person, who is not a resident of Arizona, shall not sell or distribute any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical into Arizona without:
  - 1. A Possessing a current Board-issued nonresident pharmacy permit, nonresident manufacturer permit, nonresident full-service or nonprescription drug wholesale permit, or nonresident nonprescription drug permit; and
  - 2. A Possessing a current equivalent license or permit issued by the licensing authority in the jurisdiction where the person or firm resides; and
  - 3. For a nonresident pharmacy, employing a pharmacist designated as the pharmacist-in-charge who possesses a current Arizona Board-issued pharmacist license.
- B. Application. To obtain a nonresident pharmacy, nonresident manufacturer, nonresident full-service or nonprescription drug wholesale, or nonprescription drug permit, a person shall submit a completed application, on a form furnished by the Board, that includes:
  - 1. Business name, address, mailing address, if different, telephone number, and facsimile number;
  - 2. Owner's name, if corporation or partnership, officers or partners, including address and title, and any other trade or business names used;
  - 3. Whether the owner, corporation, or partnership has conducted a similar business in any other jurisdiction and if so, indicate under what name and location;
  - 4. Whether the owner, any officer, or active partner has ever been convicted of an offense involving moral turpitude, a felony offense, or any drug-related offense or has any currently pending felony or drug-related charges, and if so, indicate charge, conviction date, jurisdiction, and location;
  - 5. A copy of the applicant's current equivalent license or permit, issued by the licensing authority in the jurisdiction where the person or firm resides and required by subsection (A)(2);



6. For an application submitted because of ownership change, the former owner's name and business name, if different;
  7. Date signed, applicant's, corporate officer's, partner's, manager's, administrator's, pharmacist-in-charge's, or ~~responsible person's~~ designated representative's verified signature and title, and
  8. Fee specified in R4-23-205.
- C. In addition to the requirements of subsection (B), the following information is required:
1. Nonresident pharmacy.
    - a. The type of pharmacy;
    - b. Whether the owner, any officer, or active partner has ever been denied a pharmacy permit in this state or any other jurisdiction, and if so, indicate where and when;
    - c. If applying for a hospital pharmacy permit, the number of beds, manager's or administrator's name, and a copy of the hospital's current equivalent license or permit issued by the licensing authority in the jurisdiction where the person or firm resides;
    - d. Pharmacist-in-charge's name, current Arizona Board-issued pharmacist license number, and telephone number; and
    - e. For an application submitted because of ownership change, the former pharmacy's name, address, and permit number; and
  2. Nonresident manufacturer.
    - a. Whether the owner, any officer, or active partner has ever been denied a drug manufacturer permit in this state or any other jurisdiction, and if so, indicate where and when;
    - b. A copy of the drug list required by the FDA;
    - c. Manager's or responsible person's name, address, and emergency telephone number; and
    - d. The firm's current FDA drug manufacturer or repackager registration number and expiration date; and
  3. Nonresident full-service drug wholesaler.
    - a. The designated representative's name, address, and emergency telephone number;
    - b. Documentation that the designated representative meets the requirements of A.R.S. § 32-1982(B) and the following as specified in A.R.S. § 32-1982(C):
      - i. A full set of fingerprints from the designated representative; and
      - ii. The criminal records check fee specified by and made payable to the Arizona State Department of Public Safety by money order, certified check, or bank draft; and
    - c. A bond as specified in A.R.S. § 32-1982(D) submitted on a form supplied by the Board; and
  - ~~3.4.~~ Nonresident full-service or nonprescription drug wholesaler.
    - a. The type of drug wholesale permit;
    - b. Whether the owner, any officer, or active partner has ever been denied a drug wholesale permit in this state or any other jurisdiction, and if so, indicate where and when;

- c. The types of drugs, nonprescription, prescription-only, controlled substances, human, or veterinary, the applicant will distribute;
  - d. Manager's or ~~responsible person's~~ designated representative's name, address, emergency telephone number, and resume indicating educational or experiential qualifications related to drug wholesale operation; and
- 4.5. Nonresident nonprescription drug retailer.
  - a. Whether applying for Category I or Category II permit;
  - b. Date business started or planned opening date; and
  - c. Type of business, such as convenience, drug, grocery, or health food store, swap-meet vendor, or vending machine.
- D. Notification. A permittee shall submit any notification of change required in this subsection as a written notice via mail, fax, or e-mail to the Executive Director within 24 hours of the change, except any change of ownership requires that the nonresident permittee comply with subsection (E).
  - 1. Nonresident pharmacy. A nonresident pharmacy permittee shall notify the Board of changes involving the type of pharmacy operated, ownership, address, telephone number, name of business, or pharmacist-in-charge.
  - 2. Nonresident manufacturer. A nonresident manufacturer permittee shall notify the Board of changes involving listed drugs, ownership, address, telephone number, name of business, or manager, including manager's telephone number.
  - 3. Nonresident drug wholesaler. A nonresident full-service or nonprescription drug wholesale permittee shall notify the Board of changes involving the types of drugs sold or distributed, ownership, address, telephone number, name of business, ~~or~~ manager or designated representative, including manager's or designated representative's telephone number. For a change of designated representative, a nonresident full-service drug wholesale permittee shall submit the documentation, fingerprints, and fee required in subsection (C)(3)(b). If a nonresident full-service drug wholesale permittee's designated representative fails to pass the criminal records check, the nonresident full-service drug wholesale permittee shall appointment another designated representative and submit the documentation, fingerprints, and fee required in subsection (C)(3)(b).
  - 4. Nonresident nonprescription drug retailer. A nonresident nonprescription drug permittee shall notify the Board of changes involving permit category, ownership, address, telephone number, name of business, or manager, including manager's telephone number.
- E. Change of ownership. Before a change of ownership occurs that involves changes of stock ownership of more than 30% of the voting stock of a corporation or an existing and continuing corporation that is not actively traded on any securities market or over-the-counter market, the prospective owner shall submit the appropriate application packet described under subsections (B) and (C).
- ~~E.F.~~ Drug Sales.
  - 1. Nonresident pharmacy. A nonresident pharmacy permittee shall:
    - a. Not sell, distribute, give away, or dispose of, any narcotic or other controlled substance or prescription-only drug or device, to anyone in Arizona except:
      - i. A pharmacy, drug manufacturer, or full-service drug wholesaler currently permitted by the Board;

- ii. A medical practitioner currently licensed under A.R.S. Title 32; or
    - iii. An Arizona resident upon receipt of a valid prescription order for the resident;
  - b. Not sell, distribute, give away, or dispose of, any nonprescription drug, precursor chemical, or regulated chemical, to anyone in Arizona except:
    - i. A pharmacy, drug manufacturer, full-service or nonprescription drug wholesaler, or nonprescription drug retailer currently permitted by the Board;
    - ii. A medical practitioner currently licensed under A.R.S. Title 32; or
    - iii. An Arizona resident either upon receipt of a valid prescription order for the resident or in the original container packaged and labeled by the manufacturer;
  - c. Except for a drug sale that results from the receipt and dispensing of a valid prescription order for an Arizona resident, maintain a copy of the current permit or license of each person or firm in Arizona who buys, receives, or disposes of any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical; and
  - d. Provide permit and license records upon request of a Board compliance officer or other authorized officer of the law as defined in A.R.S. § 32-1901(4).
- 2. Nonresident manufacturer. A nonresident manufacturer permittee shall:
  - a. Not sell, distribute, give away, or dispose of, any narcotic or other controlled substance or prescription-only drug or device, to anyone in Arizona except, a pharmacy, drug manufacturer, or full-service drug wholesaler currently permitted by the Board or a medical practitioner currently licensed under A.R.S. Title 32;
  - b. Not sell, distribute, give away, or dispose of, any nonprescription drug, precursor chemical, or regulated chemical, to anyone in Arizona except, a pharmacy, drug manufacturer, full-service or nonprescription drug wholesaler, or nonprescription drug retailer currently permitted by the Board or a medical practitioner currently licensed under A.R.S. Title 32;
  - c. Maintain a copy of the current permit or license of each person or firm in Arizona who buys, receives, or disposes of any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical; and
  - d. Provide permit and license records upon request of a Board compliance officer or other authorized officer of the law as defined in A.R.S. § 32-1901(4).
- 3. Nonresident full-service drug wholesaler. A In addition to complying with the distributions restrictions specified in A.R.S. § 32-1983, a nonresident full-service drug wholesale permittee shall:
  - a. Not sell, distribute, give away, or dispose of, any narcotic or other controlled substance or prescription-only drug or device, to anyone in Arizona except a pharmacy, drug manufacturer, or full-service drug wholesaler currently permitted by the Board or a medical practitioner currently licensed under A.R.S. Title 32;
  - b. Not sell, distribute, give away, or dispose of, any nonprescription drug, precursor chemical, or regulated chemical, to anyone in Arizona except, a

- pharmacy, drug manufacturer, full-service or nonprescription drug wholesaler, or nonprescription drug retailer currently permitted by the Board or a medical practitioner currently licensed under A.R.S. Title 32;
- ~~c.~~ Maintain a copy of each pedigree required by A.R.S. § 32-1984;
  - ~~d.~~ Provide pedigree records upon request of a Board compliance officer or other authorized officer of the law as defined in A.R.S. § 32-1901(4) or in no less than two business days from the date of the request;
  - ~~e-e.~~ Maintain a copy of the current permit or license of each person or firm in Arizona who buys, receives, or disposes of any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical; and
  - ~~d-f.~~ Provide permit and license records upon request of a Board compliance officer or other authorized officer of the law as defined in A.R.S. § 32-1901(4).
4. Nonresident nonprescription drug wholesaler. A nonresident nonprescription drug wholesale permittee shall:
    - a. Not sell, distribute, give away, or dispose of, any nonprescription drug, precursor chemical, or regulated chemical, to anyone in Arizona except, a pharmacy, drug manufacturer, full-service or nonprescription drug wholesaler, or nonprescription drug retailer currently permitted by the Board or a medical practitioner currently licensed under A.R.S. Title 32;
    - b. Maintain a copy of the current permit or license of each person or firm in Arizona who buys, receives, or disposes of any nonprescription drug, precursor chemical, or regulated chemical; and
    - c. Provide permit and license records upon request of a Board compliance officer or other authorized officer of the law as defined in A.R.S. § 32-1901(4).
  5. Nonresident nonprescription drug retailer. A nonresident nonprescription drug permittee shall not:
    - a. Sell, distribute, give away, or dispose of, a nonprescription drug, precursor chemical, or regulated chemical to anyone in Arizona except in the original container packaged and labeled by the manufacturer;
    - b. Package, repack, label, or relabel any drug, precursor chemical, or regulated chemical; or
    - c. Sell, distribute, give away, or dispose of, any drug, precursor chemical, or regulated chemical to anyone in Arizona that exceeds its expiration date, is contaminated or deteriorated from excessive heat, cold, sunlight, moisture, or other factors, or does not comply with federal law.
- F-G.** When selling or distributing any narcotic or other controlled substance, prescription-only drug or device, nonprescription drug, precursor chemical, or regulated chemical into Arizona, a nonresident pharmacy, nonresident manufacturer, nonresident full-service or nonprescription drug wholesale, or nonprescription drug permittee shall comply with federal law, the permittee's resident state drug law, and this Section.